

## **August 2003 Unified Program Newsletter**

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### **Cal/EPA**

#### **Revised Summary Report Instructions**

Revised instructions for completing reports 1-4, a question and answer paper, and a bulletin detailing significant changes to the instructions are now available on the Unified Program [website](#).

#### **Summary Report Reminder**

Cal/EPA would like to remind all CUPAs of the Summary Reports that are due to the Secretary, on September 30<sup>th</sup> in accordance with the California Code of Regulations, Title 27 Section 15290(a) (1-3). Each CUPA is required to submit reports 2 through 4 to provide information for the previous fiscal years activities. We suggest that these reports be sent by certified mail to ensure they are received. Submit reports to:

California Environmental Protection Agency  
Unified Program Section  
Attn: Ms. Bridget Bonilla  
1001 I Street  
PO Box 2815  
Sacramento, California 95812

Training on Summary Reports one through four was developed and delivered during the months of June and July 2003. The Summary Report instructions were revised for clarity and are available on our [website](#). In addition, some significant decisions and/or changes were made on how to report specific information, frequently asked questions and answers have been compiled and a list of terms with definitions has been developed. The definitions, frequently asked questions from the training sessions and a summary of the significant changes have all been posted on the website.

Questions regarding annual summary reporting should be sent to Bridget Bonilla at [bbonilla@calepa.ca.gov](mailto:bbonilla@calepa.ca.gov) or phone (916) 327-9557.

### **Proposed Title 27 Revisions**

The Title 27 Committee consisting of CUPA staff, state agencies, U.S. EPA, and Cal/EPA, has been working to amend the Title 27 Hazardous Materials and Hazardous Waste Program regulations. The proposed changes were sent out for informal comment to the Unified Program Administration and Advisory Group (UPAAG) on Thursday August 14, with a request that comments be returned to Kathleen Harvey, Staff Environmental Scientist for review. The materials distributed will be posted on the Unified Program website and you may submit informal comments to Ms. Harvey at [kh Harvey@calepa.ca.gov](mailto:kh Harvey@calepa.ca.gov). The regulations are expected to be formally noticed to the public in November.

### **Upcoming Meetings**

#### *Unified Program Industry Roundtable*

August 26, 2003

9:30 am – 12:30 pm

Cal/EPA Headquarters, Training Room 5

#### *Unified Program Administration and Advisory Group Meeting*

August 28, 2003

8:30 am – 4 pm

Cal/EPA Headquarters, Room 230

### **Department of Toxic Substances Control**

#### **Hazardous Waste Source Reduction**

Hazardous Waste Source Reduction Management and Review Act of 1989 Compliance Deadline is September 1, 2003

The Hazardous Waste Source Reduction and Management Review Act of 1989 (commonly known as “SB 14”) was put into place in order to help California businesses reduce the generation of hazardous waste. SB 14 requires generators to identify their major hazardous waste streams, evaluate and select source reduction alternatives, set goals, and prepare three source reduction documents. September 1, 2003 is the deadline for facilities that must comply with these requirements.

SB 14 applies to hazardous waste generators whose routine generation of applicable hazardous waste exceeds 12,000 kilograms annually (12 kilograms of extremely hazardous waste). This includes hazardous wastewater pre-treated on-site prior to disposal to the sewer. For this planning cycle, any facility that exceeded these thresholds in calendar year 2002 must comply by September 1, 2003.

The three documents required by SB 14 include the Source Reduction Evaluation Review and Plan (Plan), the Hazardous Waste Management Performance Report (Report), and the Summary Progress Report. The Plan discusses the generators’ hazardous waste source reduction planning efforts. The Report records source reduction accomplishments during the last four-year periods. The Summary Progress Report is a summary of data from the Plan and Report, and is the only document that is required to be submitted to the Department of Toxic Substances Control (DTSC). The other documents must be kept onsite for the generators’ use, and for review by enforcement agencies ensuring compliance with this requirement. DTSC has provided training for generators to help them understand what is required and help them derive the maximum benefit of the source reduction planning process.

As a routine part of conducting hazardous waste inspections, CUPAs are required to determine whether facilities have complied with SB 14 requirements. DTSC can provide training to CUPAs to help inspectors understand how to determine if a facility is subject to SB 14, and whether or not it has complied. If your CUPA is interested in receiving such training, contact Leslie Goodbody of DTSC’s Office of Pollution Prevention and Technology Development at (916) 323-3388, or e-mail her at [lgoodbod@dtsc.ca.gov](mailto:lgoodbod@dtsc.ca.gov).

#### **Updated Links for Hazardous Waste of Concern Regulations**

On July 1, 2003, the Department of Toxic Substances Control (DTSC) adopted emergency regulations to implement Senate Bill 489 (2002). These regulations establish new reporting requirements for

transporters and facilities that handle hazardous waste of concern, which are defined as explosive materials, poisonous materials, or poisonous gases.

These regulations do not impact generators, although a generator's shipments of hazardous waste of concern will be under higher scrutiny for accuracy of the manifest and volume amounts. DTSC may refer some reports to CUPAs as a complaint if the generator is responsible for the missing hazardous waste of concern or manifest discrepancy.

On and after July 10, 2003, the effective date of emergency regulations, any transporter or facility handling these hazardous wastes of concern must:

- (1) Report missing hazardous waste of concern and manifest discrepancies by telephone to DTSC within one day and submit a written report within five (5) days of the occurrence; and
- (2) Submit a Disclosure Statement and fingerprints for a criminal background check, unless exempted as a qualifying publicly traded corporation or as a government entity. (Facilities must submit this information by January 1, 2004. Transporters must submit it with their 2004 registration renewal application.)

The following documents are available or soon will be available on the DTSC website [http://www.dtsc.ca.gov/LawsRegulationsPolicies/HWC/HWC\\_emerg\\_regs.html](http://www.dtsc.ca.gov/LawsRegulationsPolicies/HWC/HWC_emerg_regs.html) under Laws, Regulations and Policies, Emergency Regulations:

[Senate Bill 489](#)  
[Hazardous Waste of Concern Emergency Regulations](#)  
[Finding of Emergency](#)  
[List of Hazardous Wastes of Concern](#)  
[Transporter Letter- July 3, 2003 and Updated July 15, 2003](#)  
[Facility Letter-July 8, 2003](#)  
[Code of Federal Regulations, title 49](#)  
[Hazardous Materials Table](#)  
Facility Disclosure Statement (under development)  
Transportation Disclosure Statement (under development)

If you have questions, please contact your DTSC CUPA Liaison or Ann Carberry at [acarberr@dtsc.ca.gov](mailto:acarberr@dtsc.ca.gov).

### **State Water Resources Control Board**

#### **Assembly Bill 1702**

Assembly Bill 1702, which postponed some of the post-July 1, 2003, requirements of AB 2481, became law on July 7, 2003. To learn more, visit: [http://www.swrcb.ca.gov/ust/legal/ab1702\\_enacted.html](http://www.swrcb.ca.gov/ust/legal/ab1702_enacted.html). In addition, the UST Program has an updated 162. LG 162-1 can be accessed at the following: [http://www.swrcb.ca.gov/ust/docs/lgs/162\\_1.pdf](http://www.swrcb.ca.gov/ust/docs/lgs/162_1.pdf)

#### **Training Plus Regulations**

The revised training plus regulations have been issued for a 15-day comment period ending August 15, 2003. [http://www.swrcb.ca.gov/ust/legal/new\\_regs/](http://www.swrcb.ca.gov/ust/legal/new_regs/)

#### **"Red Tag" Regulations**

The SWRCB will hold a Public Hearing on August 26, 2003, on the proposed "Red Tag" Regulations. [http://www.swrcb.ca.gov/ust/docs/red\\_tag\\_regs/index.html](http://www.swrcb.ca.gov/ust/docs/red_tag_regs/index.html)

#### **Updates to LG 113**

There have been some updates to LG 113. <http://www.swrcb.ca.gov/ust/docs/lg113/index.html>

**Updates to UDC Information**

Information for the Under-dispenser containment has been modified.

[http://www.swrcb.ca.gov/ust/docs/secondary\\_containment/under\\_dispenser.html](http://www.swrcb.ca.gov/ust/docs/secondary_containment/under_dispenser.html)

**State Fire Marshal****Website Updates**

The SFM has updated its website to include the following two new documents under the "What's New" heading:

1. Draft Strategic Plan for the HMMP/HMIS Program Element in the Unified Program
2. HMMP/HMIS Program Element Guidance - "Summary of Issues for Discussion with the Fire Chief"

<http://osfm.fire.ca.gov/cupa.html>

**The Unified Program Section is interested in your comments and suggestions regarding the monthly newsletter. Please provide comments and suggestions to Anie Wilson at (916) 327-9559 or [awilson@calepa.ca.gov](mailto:awilson@calepa.ca.gov).**

**[Cal/EPA Unified Program Home Page](#)**